

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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EASTSIDE HOLDINGS INC., individually and  
on behalf of all others similarly situated,

Plaintiff,

- against -

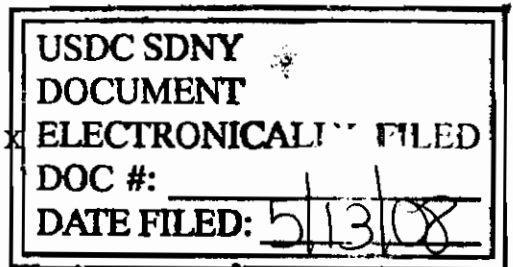
THE BEAR STEARNS COMPANIES INC., JAMES E.  
CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR,  
SAMUEL L. MOLINARO, JR., and  
ALAN C. GREENBERG,

Defendants.

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Sweet, D.J.,

08 Civ. 2793 (RWS)

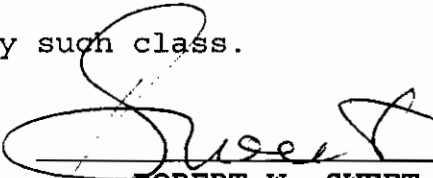
MEMORANDUM AND ORDER



On May 8, 2008, it came to my attention that the trustee of a 1974 trust of which I am the income beneficiary bought 115 shares of Bear Stearns on November 9, 2006, which were sold on August 27, 2007.

I, sua sponte, renounce any financial interest I may have in the outcome of any action in which Bear Stearns is a party by declining membership in any class that may eventually be certified in this case. See 28 U.S.C. 455(f); In re Literary Works in Elec. Databases Copyright Litig., 509 F.3d 136 (2d Cir. 2007). In doing so, I do not intend to express or imply any view as to the likelihood of class certification in this case, or whether I would be encompassed by the definition of any such class.

New York, NY  
May 12, 2008

  
ROBERT W. SWEET  
U.S.D.J.